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Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act Notice is hereby given that on October 29, 2008, a proposed Consent Decree in United States v. Agere Systems, Inc., et al., Civil Action No. 08-CV-5123 was lodged with the United States District Court for the Eastern District of Pennsylvania. In this action the United States sought reimbursement of response costs incurred in connection with property known as the Berks Landfill Superfund Site (the "Site"), located in Spring Township, Pennsylvania. The Consent Decree obligates the Settling Defendants to reimburse \$190,000 of the United States' past response costs paid in connection with the Site from June 1, 2002 through April 28, 2006, and all response costs paid or to be paid after that date. The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either emailed to

1. pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to United States v. Agere Systems, Inc., et al., Civil Action No. 08-CV- 5123, D.J. Ref. 90-11-2-1347/2. The Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Pennsylvania, 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106, and at U.S. EPA Region 3. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e- mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$13.75 (@ 25 cents per page reproduction cost) payable to the U.S. Treasury or, if by email or fax, forward a check in that amount to the Consent Decree Library at the stated address. Robert Brook, Assistant Chief, Environmental Enforcement Section Environment and Natural Resources Division. [FR Doc. E8-26460 Filed 11-5-08; 8:45 am]

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